Translation 53

# PATENT COOPERATION TREATY



## **PCT**

# INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Amplicant	(= 0.1 12 tions 30 and Rule 70)	)		
Applicant's or agent's file reference F-2024PCT	FOR FURTHER ACTION	See Form PCT/IPEA/416		
International application No. PCT/JP2003/016753	International filing date (day/month/year 25 December 2003 (25.12.2003	( injurious year)		
International Patent Classification (IPC) or F02M 37/00, 47/02, 21/08	national classification and IPC	) 26 December 2002 (26.12.2002		
Applicant BOSCH	AUTOMOTIVE SYSTEMS CORI	PORATION		
This report is the international preli- Authority under Article 35 and trans	ninary examination report, established by t smitted to the applicant according to Article	his International Preliminary Examining		
2. This REPORT consists of a total of	sheets, including this cover	or cheet		
J. This report is also accompanied by	NNEXES, comprising:			
a (sent to the applicant and	to the International Bureau) a total of	sheets, as follows:		
sheets of the desc	intion claims and/on desire	been amended and are the basis of this repor thority (see Rule 70.16 and Section 607 of the		
sheets which supe beyond the disclo Supplemental Box	rsede earlier sheets, but which this Author sure in the international application as filed	ity considers contain an amendment that goes I, as indicated in item 4 of Box No. I and the		
b. (sent to the Internation	al Bureau only) a total of (indicate	type and number of electronic carrier(s)) ing and/or tables related thereto, in computer to Sequence Listing (see Section 802 of the		
4. This report contains indications relati		Section 802 of the		
Box No. I Basis of the rep				
Box No. II Priority				
Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability				
Box No. IV Lack of unity of	invention	ntive step and industrial applicability		
Box No. V Reasoned staten	tent under Article 35(2) with	elty, inventive step or industrial applicability;		
	citations and explanations supporting such statement  Certain documents cited			
Box No. VII Certain defects i	Certain defects in the international application			
	ions on the international application			
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18 May 2004 (18.05.200	Date of completion of			
ame and mailing address of the IPEA/JP	Authorized officer	June 2004 (17.06.2004)		
csimile No.	Telephone No.			
rm PCT/IPEA/409 (cover sheet) (January 20	04)			



INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

	PCT/JP2003/016753
1. With regard to the language this report is beautiful.	
With regard to the language, this report is based on the international application in the la otherwise indicated under this item.	inguage in which it was filed, unless
This report is based on translations from the original language into the following which is language of a translation furnished for the purpose of	ng language
international search (under Rules 12.3 and 23.1(b))	
publication of the international application (under Rule 12.4)	
international preliminary examination (under Rules 55.2 and/or 55.3)	
2. With regard to the elements of the international application, this report is based on and are not annexed to this report.	
furnished to the receiving Office in response to an invitation under Article 14 are referred and are not annexed to this report):	(replacement sheets which have been
The international application as originally filed/furnished	ou to in this report as "originally filed"
the description:	
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### INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No. PCT/JP 03/16753

Reasoned statement under Article 3 citations and explanations supporti	35(2) with regard to novelty ng such statement	inventive step or industrial app	licability;
Statement			
Novelty (N)	Claims	1-20	YES
	Claims		NO
Inventive step (IS)	Claims	1-20	YES
	Claims		NO
Industrial applicability (IA)	Claims	1-20	YES
	Claims		NO

2. Citations and explanations

Document 1 (US 5967126 A (AVL LIST GmbH)), document 2 (JP 11-107871 A (Hino Motors, Ltd.)) and document 3 (JP 10-306760 A (NKK Corporation)) cited in the international search report are documents defining the general state of the art in said technical field, and each of said documents sets forth a liquefied gas delivering device for diesel engine provided with a fuel recovery circuit for recovering fuel to a fuel tank.

Document 4 (Microfilm of the specification and drawings annexed to the Japanese Utility Model Application No. 107543/1980 (Laid-open No. 31562/1982) (Isuzu Motors Limited)) cited in the international search report is a document defining the general state of the art in said technical field, and said document sets forth a fuel cutoff mechanism, wherein a fuel return passage which returns fuel which has overflowed from the injection pump is provided with negative pressure generating ejector, and the aspiration effect of said ejector rapidly discharges fuel from the fuel gallery of the injection pump.

Document 5 (Microfilm of the specification and drawings annexed to the Japanese Utility Model Application No. 96072/1990 (Laid-open No. 54961/1992) (Calsonic Corp.))

### INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.
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cited in the international search report is a document defining the general state of the art in said technical field, and sets forth a vaporized gasoline liquefaction and recovery device which liquefies vaporized gasoline by means of a condenser, and returns said liquefied gasoline to a fuel tank by the aspiration effect of a negative pressure-generating ejector which is provided to the fuel return passage that returns fuel which has overflowed from the fuel injection device to a fuel tank.

However, a liquefied gas delivering device for diesel engine having a residual fuel recovery means which forcibly recycles liquefied gas fuel inside a fuel tank in such a manner that said fuel is returned to the fuel tank after passing through an aspirator, and liquefied gas fuel left behind in the injection pump by the aspiration force generated at the aspiration intake of said aspirator by said forced circulation is recovered to the fuel tank, wherein the aforementioned aspiration intake of the aspirator is positioned at a position lower than the residual area of liquefied gas fuel of the aforementioned injection pump, is neither disclosed nor suggested in documents 1 to 5.

#### 特 許 協 力 条 約

PCT

REC'D 0 8 JUL 2004

特許性に関する国際予備報告(特許協力条約第二章)

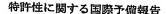
(法第12条、法施行規則第56条) [PCT36条及びPCT規則70]

出願人又は代理人 の書類記号 F-2024PCT	今後の手続きについ	ては、様式PCT/	IPEA/416を参	限すること。
国際出願番号 PCT/JP03/16753	国際出願日 (日.月.年) 25.	12.2003	優先日 (日.月.年) 26.	12.2002
国際特許分類 (IPC) Int. Cl. 7 F02M	37/00, F02M	147/02, F02	2M21/08	
出願人(氏名又は名称) 株式会社ボッシュオートモーラ	・イブシステム			
1. この報告書は、PCT35条に基づき 法施行規則第57条 (PCT36条)の			予備審査報告である。	
2. この国際予備審査報告は、この表紙を	含めて全部で	3 ~	<b>ジからなる。</b>	
3. この報告には次の附属物件も添付される M属告類は全部で		•		
補正されて、この報告の基礎 囲及び/又は図面の用紙()				明細書、請求の範
第 I 欄4. 及び補充欄に示 国際予備審査機関が認定した		おける国際出願の開	示の範囲を超えた補正	を含むものとこの
b 電子媒体は全部で 配列表に関する補充欄に示す。 ブルを含む。(実施細則第8		読み取り可能な形式	(電子媒体の租 による配列表又は配列:	植類、数を示す)。 表に関連するテー
4. この国際予備審査報告は、次の内容	と含む。			<del></del>
※ 第 I 欄 国際予備審査報         第 I 欄 優先権         第 I 欄 一 優先権         第 IV欄 新規性、進歩性         第 V欄 発明の単一性の         ※ 第 V欄 P C T 3 5 条 (2)         けるための文閣         第 V欄 ある種の引用文	又は産業上の利用可能 欠如 ) に規定する新規性、 及び説明			見解、それを裏付
□ 第VII棚 国際出願の不信 ・ □ 第VII棚 国際出願に対す				
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国際予備審査の請求書を受理した日 18.05.2004		国際予備審查報告を 17.	作成した日 . 06.2004	
名称及びあて先 日本国特許庁(IPEA/JP) 郵便番号100-8915 東京都千代田区間が関三丁目4章		特許庁審査官(権限	•	3G 2918

#### 特許性に関する国際予備報告

国際出願番号 PCT/JP03/16753

第1欄 報告の基礎
1. この国際予備審査報告は、下記に示す場合を除くほか、国際出題の言語を基礎とした。
□ この報告は、□ 語による翻訳文を基礎とした。     それは、次の目的で提出された翻訳文の冒語である。 □ PCT規則12.3及び23.1(b)にいう国際調査 □ PCT規則12.4にいう国際公開 □ PCT規則55.2又は55.3にいう国際予備審査 2.この報告は下記の出願審類を基礎とした。(法第6条(PCT14条)の規定に基づく命令に応答するために提出され
た差替え用紙は、この報告において「出願時」とし、この報告に添付していない。)
X   出願時の国際出願書類
「別細書       ページ、出願時に提出されたもの         第       ページ*、 付けで国際予備審査機関が受理したもの         第       ページ*、 付けで国際予備審査機関が受理したもの
請求の範囲       項、出願時に提出されたもの         第       項*、PCT19条の規定に基づき補正されたもの         第       項*、       付けで国際予備審査機関が受理したもの         第       項*、       付けで国際予備審査機関が受理したもの
図面       第 ページ/図、 出願時に提出されたもの         第 ページ/図*、 付けで国際予備審査機関が受理したもの         第 ページ/図*、 付けで国際予備審査機関が受理したもの
配列表又は関連するテーブル     配列表に関する補充欄を参照すること。
3.
4. □ この報告は、補充欄に示したように、この報告に添付されかつ以下に示した補正が出願時における開示の範囲を超えてされたものと認められるので、その補正がされなかったものとして作成した。 (PCT規則70.2(c)) □ 明細事 第
* 4. に該当する場合、その用紙に "superseded" と犯入されることがある。



国際出願番号 PCT/JP03/16753

1. 見解		
新規性(N)	請求の範囲 <u>1-2<sup>°</sup>0</u> 請求の範囲	_ 有 _ 無
進歩性(IS)	請求の範囲 <u>1-20</u> 請求の範囲	_ 有 _ 無
、産業上の利用可能性 (IA)	請求の範囲 請求の範囲	· 有 · 無

### 2. 文献及び説明 (PCT規則70.7)

国際調査報告で引用された文献1:US 5967126 A (AVL LIST GMBH)、文献2:JP 11-107871 A (日野自動車工業株式会社)、又は文献3:JP 10-306760 A (日本鋼管株式会社)は、当該技術分野における一般的水準を示す文献であって、当該各文献には、燃料タンクへの燃料回収回路を備えたディーゼルエンジンの液化ガス燃料供給装置が記載されている。

国際調査報告で引用された文献4:日本国実用新案登録出願55-107543号(日本国実用新案登録出願公開57-31562号)の願書に添付された明細書及び図面の内容を撮影したマイクロフィルム(いすゞ自動車株式会社)は、当該技術分野における一般的水準を示す文献であって、当該文献には、インジェクションポンプからオーバフローした燃料を燃料タンクに戻す燃料戻し管路に負圧発生用のエジェクタを配設し、当該の吸引作用により、インジェクションポンプの燃料ギャラリから燃料を速やかに排出する燃料カット機構が記載されている。

国際調査報告で引用された文献5:日本国実用新案登録出願2-96072号(日本国実用新案登録出願公開4-54961号)の願書に添付された明細書及び図面の内容を撮影したマイクロフィルム(カルソニック株式会社)は、当該技術分野における一般的水準を示す文献であって、当該文献には、蒸発ガソリンを凝縮器により液化し、当該液化したガソリンを、燃料噴射装置からオーバフローした燃料を燃料タンクに戻す燃料戻し管路に配設した負圧発生用のエジェクタの吸引作用により燃料タンクに回収する蒸発ガソリンの液化回収装置が記載されている。

しかしながら、燃料タンク内の液化ガス燃料をアスピレータを通して再び燃料タンク内に戻すように強制循環させ、該強制循環によって該アスピレータの吸引口に発生する吸引力によってインジェクションポンプに残留する液化ガス燃料を燃料タンクに回収する残留燃料回収手段を有するディーゼルエンジンの液化ガス燃料供給装置において、上記アスピレータの吸引口が上記インジェクションポンプの液化ガス燃料の残留領域より低い位置に配設されている点に関しては、上記文献1乃至5の何れにも、記載も示唆もされていない。